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9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION  
13

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 JAMES STANLEY WARD,  
18 EDWARD GEORGE LOCKER,  
19 RICHARD FERGUSON TIPTON, and  
20 DAVID CHING HSIU LIN,

21 Defendants.  
22

No. CR 11-00393 TEH

**STIPULATION AND ~~PROPOSED~~  
ORDER RE: RESTITUTION  
PROCEEDINGS**

23 The United States of America, through the United States Attorney for the Northern District  
24 of California, defendant James S. Ward (“Ward”), through his counsel Geoffrey Hansen,  
25 defendant Edward G. Locker (“Locker”), through his counsel Anthony Brass, defendant Richard  
26 F. Tipton (“Tipton”), through his counsel Lidia Stiglich, and defendant David C.H. Lin (“Lin”),  
27 through his counsel Charles Smith, hereby stipulate and agree as follows:  
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STIPULATION RE: RESTITUTION PROCEEDINGS  
CR 11-00393 TEH

1. WHEREAS, this Court sentenced defendant Ward on August 20, 2012;

2. WHEREAS, this Court set September 10, 2012, as the sentencing date for defendants Locker, Tipton, and Lin;

3. WHEREAS, the United States has requested, pursuant to 18 U.S.C. § 3664(d)(5), that the Court determine restitution in a separate proceeding;

4. NOW, THEREFOR, the parties respectfully request that the Court set the following restitution schedule, in the event that they are unable to stipulate to restitution:

A. October 15, 2012: government's brief, and any accompanying declaration(s), must be filed on or before this date.

B. October 22, 2012: if any defendant desires to file a responsive brief and/or declaration(s), such materials must be filed on or before this date.

C. October 29, 2012: the Court will hold a restitution hearing at 10:00 a.m. in Courtroom 2, 17<sup>th</sup> Floor.

DATED: August 23, 2012

/s/  
ANTHONY BRASS  
Counsel for Defendant Locker

DATED: August 23, 2012

/s/  
LIDIA STIGLICH  
Counsel for Defendant Tipton

DATED: August 23, 2012

/s/  
GEOFFREY HANSEN  
Counsel for Defendant Ward

DATED: August 23, 2012

/s/  
CHARLES SMITH  
Counsel for Defendant Lin

DATED: August 23, 2012

/s/  
THOMAS E. STEVENS  
Assistant U.S. Attorney

~~PROPOSED~~ ORDER

Based upon the Stipulation by the parties and for good cause shown, IT IS HEREBY ORDERED that, in the absence of a stipulation among all parties regarding restitution, the matter of restitution shall be resolved in accordance with the following schedule:

A. October 15, 2012: government's brief, and any accompanying declaration(s), must be filed on or before this date.

B. October 22, 2012: if any defendant desires to file responsive brief and/or declaration(s), such materials must be filed on or before this date.

C. October 29, 2012: the Court will hold a restitution hearing at 10:00 a.m. in Courtroom 2, 17<sup>th</sup> Floor.

DATED: August 23, 2012

